

**REMARKS**

The Examiner restricted the prosecution of the above-identified application to one of the following groups:

**Group I** – Claims 2-4, 10-21, and 76-78 – Directed to a packet communication comprising a packet transfer apparatus capable of exchanging packets between terminal apparatuses according to ranking, such as a priority level;

**Group II** – Claims 48, 49, 73, and 74 – Directed to receiving monitored criteria/information to determine packet transfer; and

**Group III** – Claims 26-28, 32, 33, and 81-86 – Directed to selecting a secondary path when a desired path is unavailable.

Applicants elect to prosecute the claims of Group I in this application without prejudice and without traverse.

**REQUEST TO CONSIDER REFERENCES**

Information Disclosure Statements (IDSs) were filed in this case on September 24, 2009 and December 2, 2009. It is respectfully requested that the Examiner consider the references listed on the IDSs and acknowledge such consideration by returning the initialed PTO/SB/08a forms.

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**CONCLUSION**

The application is believed to be in condition for allowance and a notice of allowance is respectfully requested. If there are any issues that can be addressed via telephone, the Examiner is asked to contact the undersigned at 404.685.6799. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account 11-0855.

Respectfully submitted,  
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